

# BAL HARBOUR

- V I L L A G E -

Mayor Gabriel Groisman  
Vice Mayor Seth E. Salver  
Councilman David J. Albaum  
Councilman Jeffrey P. Freimark  
Councilman Buzzy Sklar  
Councilman Elect David Wolf

Village Manager Jorge M. Gonzalez  
Village Clerk Dwight S. Danie  
Village Attorneys Weiss Serota  
Helfman Cole & Bierman, P.L.

## Bal Harbour Village Council

### INDUCTION MEETING

November 21, 2022

At 10:00 AM

Bal Harbour Village Hall • 655 - 96th Street • Bal Harbour • Florida 33154

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*This meeting will be conducted in-person. In order to minimize exposure to the Coronavirus to Councilmembers and members of the public, the meeting will also broadcast on the Village's website ([www.balharbourfl.gov](http://www.balharbourfl.gov)). Members of the public are also encouraged to participate by email ([meetings@balharbourfl.gov](mailto:meetings@balharbourfl.gov)) or by telephone at 305-865-6449.*

#### 1 CALL TO ORDER / PLEDGE OF ALLEGIANCE

#### 2 INVOCATION

#### 3 SPECIAL PRESENTATIONS

#### 4 RATIFICATION OF VILLAGE CLERK'S CERTIFICATION OF ELECTION RESULTS

- 4.1 Accepting and Adopting Certification of General Election Results  
RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE,  
ACCEPTING AND ADOPTING THE CERTIFICATE OF THE RESULTS OF THE  
NOVEMBER 8, 2022 GENERAL MUNICIPAL ELECTION FOR BAL HARBOUR  
VILLAGE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY;  
PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary-Accepting/Adopting Certification of Nov8\\_2022General Election Results ADA.pdf](#)  
[Council Memo-Accepting/Adopting Certification of Nov8\\_2022General Election Results ADA.pdf](#)  
[Resolution - Accepting/Adopting Certification of Nov8\\_2022 General Election Results ADA.pdf](#)  
[Clerks Election Certification Placeholder.pdf](#)

#### 5 OATH OF OFFICE OF NEWLY ELECTED / RE-ELECTED COUNCILMEMBERS

#### 6 APPOINTMENT OF TEMPORARY CHAIRPERSON

## **7 ELECTION OF MAYOR**

### **7.1 Election of Mayor**

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, RATIFYING THE ELECTION OF A MAYOR OF THE VILLAGE FROM NOVEMBER 2022 THROUGH NOVEMBER 2024; PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Election of Mayor\\_ADA.pdf](#)

[Resolution - Election of Mayor\\_ADA.pdf](#)

## **8 OATH OF OFFICE - MAYOR**

## **9 ELECTION OF VICE MAYOR**

### **9.1 Election of Vice Mayor**

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, RATIFYING THE ELECTION OF A VICE MAYOR OF THE VILLAGE FROM NOVEMBER 2022 THROUGH NOVEMBER 2024; PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Election of Vice Mayor\\_ADA.pdf](#)

[Resolution - Election of Vice Mayor\\_ADA.pdf](#)

## **10 OATH OF OFFICE - VICE MAYOR**

## **11 SPECIAL THANKS AND ACKNOWLEDGEMENTS**

## **12 ADJOURN**

One or more members of any Village Committee/Board may attend this meeting of the Council and may discuss matters which may later come before their respective Boards/Committees.

Any person who acts as a lobbyist, pursuant to Village Code Section 2-301 (Lobbyists), must register with the Village Clerk, prior to engaging in lobbying activities before Village staff, boards, committees, and/or the Village Council. A copy of the Ordinance is available in the Village Clerk's Office at Village Hall.

If a person decides to appeal any decision made by the Village Council with respect to any matter considered at a meeting or hearing, that person will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based (F.S. 286.0105).

All persons who need assistance or special accommodations to participate in virtual meetings please contact the Village Clerk's Office (305-866-4633), not later than two business days prior to such proceeding.

In accordance with the Americans with Disabilities Act of 1990, all persons who are disabled and who need special accommodations to participate in this proceeding because of that disability should contact the Village Clerk's Office (305-866-4633), not later than two business days prior to such proceeding.

All Village Council meeting attendees, including Village staff and consultants, are subject to security screening utilizing a metal detector and/or wand, prior to entering the Council Chamber, Conference Room, or other meeting area located within Village Hall. This is for the safety of everyone. Thanks for your cooperation.

# BAL HARBOUR

- VILLAGE -

## COUNCIL ITEM SUMMARY

### Condensed Title:

**RESOLUTION OF VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, ACCEPTING AND ADOPTING THE CERTIFICATE OF THE RESULTS OF THE NOVEMBER 8, 2022 GENERAL MUNICIPAL ELECTION FOR BAL HARBOUR VILLAGE.**

### Issue:

Ratification of Village Clerk's Certification of the Bal Harbour Village General Municipal Election - Ministerial Action

### The Bal Harbour Experience:

- |  |   |  |
|--|---|--|
| <input type="checkbox"/> Beautiful Environment                           | <input type="checkbox"/> Safety           | <input type="checkbox"/> Modernized Public Facilities/Infrastructure |
| <input type="checkbox"/> Destination & Amenities                         | <input type="checkbox"/> Unique & Elegant | <input type="checkbox"/> Resiliency & Sustainable Community          |
| <input checked="" type="checkbox"/> Other: Election - Ministerial Action |   |  |

### Item Summary / Recommendation:

The Bal Harbour Village Council scheduled a General Municipal Election for November 8, 2022, to elect members for Council Districts 1, 3 and 5 with a qualifying period beginning Monday, August 15 and ending Friday, August 19, 2022. Qualified candidates for District 1, Seth E. Salver, and District 3, Buzzy Sklar, were unopposed. At the close of the polls on Election Day, November 8, 2022, it was deemed that each of the two unopposed candidates, Seth E. Salver and Buzzy Sklar had respectively voted for themselves and were duly elected. For District 5, David Wolf received the most votes cast and is hereby declared to have been elected as Bal Harbour Village Councilman for District 5.

**THE RATIFICATION OF THE VILLAGE CLERK'S CERTIFICATION OF RESULTS IS A MINISTERIAL ACTION BY THE VILLAGE COUNCIL.**

### Advisory Board Recommendation:

N/A

### Financial Information:

	Amount	Account	Account #
	X	X	X

### Sign off:

Village Clerk		Village Manager
Dwight Danie		Jorge M. Gonzalez

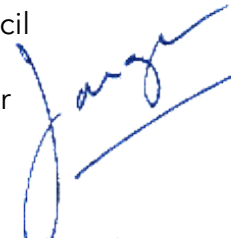


# BAL HARBOUR

- V I L L A G E -

## COUNCIL MEMORANDUM

TO: Honorable Mayor and Village Council

FROM: Jorge M. Gonzalez, Village Manager 

DATE: November 21, 2022

SUBJECT: **RESOLUTION OF VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, ACCEPTING AND ADOPTING THE CERTIFICATE OF THE RESULTS OF THE NOVEMBER 8, 2022 GENERAL MUNICIPAL ELECTION FOR BAL HARBOUR VILLAGE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.**

### **ADMINISTRATIVE RECOMMENDATION**

Ratification of Bal Harbour Village General Municipal Election - Ministerial Action.

### **BACKGROUND**

The Bal Harbour Village Council scheduled a General Municipal Election for November 8, 2022, to elect members for Council Districts 1, 3 and 5 with a qualifying period beginning Monday, August 15 and ending Friday, August 19, 2022. Qualified candidates for District 1, Seth E. Salver, and District 3, Buzzy Sklar, were unopposed. At the close of the polls on Election Day, November 8, 2022, it was deemed that each of the two unopposed candidates, Seth E. Salver and Buzzy Sklar had respectively voted for themselves and were duly elected. For District 5, David Wolf received the most votes cast and is hereby declared to have been elected as Bal Harbour Village Councilman for District 5.

### **ANALYSIS**

- **Seth E. Salver**, having been unopposed in the November 8, 2022 General Municipal Election for the councilmember for **Council District 1**, is hereby declared to be elected.
- **Buzzy Sklar**, having been unopposed in the November 8, 2022 General Municipal Election for the councilmember for **Council District 3**, is hereby declared to be elected.
- **David Wolf**, having received a majority of the votes in the November 8, 2022 General Municipal Election for the councilmember for **Council District 5**, is hereby declared to be elected.

### **THE BAL HARBOUR EXPERIENCE**

This election is in accordance with Section 14 of the Village Charter, Ordinance 2010-545 by express authority of Florida Statutes Sections 100.3605(2) and 200.021, and Section 8 of the Bal Harbour Village Code.

**CONCLUSION**

The ratification of the Village Clerk's certification of results is a ministerial act by the Village Council.

**Attachments:**

1. Village Clerk's Certification of the results of the November 8, 2022 General Municipal Election.

**RESOLUTION NO. 2022-\_\_\_\_**

**RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, ACCEPTING AND ADOPTING THE CERTIFICATE OF THE RESULTS OF THE NOVEMBER 8, 2022 GENERAL MUNICIPAL ELECTION FOR BAL HARBOUR VILLAGE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS,** The Village Council, on April 11, 2022 adopted Resolution 2022-1456 calling for a General Municipal Election on November 8, 2022 for the purpose of electing three members of the Village Council in Districts 1, 3 and 5 respectively, and

**WHEREAS,** at the end of the Candidate Qualifying Period, that began on Monday, August 15, 2022 and ended Friday, August 19, 2022, one (1) candidate, Seth E. Salver, had qualified for Council District 1 and was unopposed, one (1) candidate, Buzzy Sklar had qualified for Council District 3 and was unopposed; and two (2) candidates, Neca M. Logan and David Wolf had qualified for Council District 5, whose names were placed on the ballot; and

**WHEREAS,** on November 8, 2022, a Bal Harbour Village General Municipal Election was held, at which the electorate of the Village Council voted on Council representation; and

**WHEREAS,** the unopposed candidates for Council Districts 1 and 3, Seth E. Salver and Buzzy Sklar, were each respectively deemed to have voted for themselves, pursuant to Florida Statutes 101.151(7) and Village Code Sec. 8-1, and were duly elected; and

**WHEREAS,** pursuant to law, the Miami-Dade County Canvassing Board has canvassed the votes cast on the November 8, 2022 Bal Harbour Village Election, as counted by the Miami-Dade County Supervisor of Elections, and has reported the results to the Village Council; and

**WHEREAS,** received the majority of votes and was deemed to have been duly elected as the Councilmember for District 5; and

**WHEREAS,** the Village Clerk has certified the Election Results; and

**WHEREAS,** the Village Council desires to accept and adopt the certificate of the results of the November 8, 2022 General Municipal Election.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** That the above stated recitals are hereby adopted and confirmed as being true and correct and are hereby made a specific part of this Resolution.

**Section 2. Recitals.** That the above stated recitals are hereby adopted and confirmed as being true and correct and are hereby made a specific part of this Resolution.

**Section 3. Severability.** That if any clause, section, or other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

**Section 5. Effective Date.** That this Resolution shall take effect immediately upon the adoption hereof.

PASSED AND ADOPTED this 21<sup>st</sup> day of November, 2022.



\_\_\_\_\_  
Mayor Gabriel Groisman

ATTEST:

\_\_\_\_\_  
Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

\_\_\_\_\_  
Village Attorney  
Weiss Serota Helfman Cole & Bierman P.L.

On Friday, November 18, 2022 the Miami-Dade County's Canvassing Board will meet to canvass overseas vote-by-mail ballots.

The tabulation of election results will then be finalized and the Miami-Dade County Supervisor of Elections will present the CERTIFIED OFFICIAL election results for the November 8, 2022 General Municipal Election.

Village Clerk's Certification of Election Results will be inserted into the Agenda starting on this page.



## COUNCIL ITEM SUMMARY

### Condensed Title:

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE RATIFYING THE ELECTION A MAYOR OF THE VILLAGE FROM NOVEMBER 2022 THROUGH NOVEMBER 2024; PROVIDING FOR AN EFFECTIVE DATE.

### Issue:

Village Council Election a Mayor for November 2022 through November 2024

### The Bal Harbour Experience:

- |   |   |  |
|---|---|--|
| <input type="checkbox"/> Beautiful Environment              | <input type="checkbox"/> Safety               | <input type="checkbox"/> Modernized Public Facilities/Infrastructure |
| <input type="checkbox"/> Destination & Amenities            | <input type="checkbox"/> Exclusivity & Access | <input type="checkbox"/> Resiliency & Sustainable Community          |
| <input checked="" type="checkbox"/> Other: <u>Elections</u> |   |  |

### Item Summary / Recommendation:

Section 16 of the Charter of Bal Harbour Village provides that "The council shall elect one of its members as mayor who shall preside at meetings of the council, and shall be recognized as head of the village government for all purposes and by the governor for purposes of military law". This is a ministerial act.

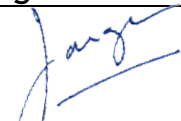
### Advisory Board Recommendation:

N/A

### Financial Information:

	Amount	Account	Account #
	X	X	X

### Sign off:

Village Clerk		Village Manager
Dwight Danie		Jorge M. Gonzalez
		

RESOLUTION NO. 2022-\_\_\_\_

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, RATIFYING THE ELECTION OF A MAYOR OF THE VILLAGE FROM NOVEMBER 2022 THROUGH NOVEMBER 2024; PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, Section 16 of the Charter of Bal Harbour Village provides that "The council shall elect one of its members as mayor who shall preside at meetings of the council, and shall be recognized as head of the village government for all purposes and by the governor for purposes of military law"; and

**WHEREAS**, the Village Council has deliberated and made their selection for Mayor for November 2022 through November 2024.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1.**     **Recitals Adopted.** That the above stated recitals are hereby adopted and confirmed.

**Section 2.**     **Mayor Appointed.** That \_\_\_\_\_ is elected Mayor of Bal Harbour Village for November 2022 through November 2024.

**Section 3.**     **Effective Date.** That this Resolution shall take effect immediately upon the adoption hereof.

PASSED AND ADOPTED this 21<sup>st</sup> day of November, 2022.



\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

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Village Attorney  
Weiss Serota Helfman Cole & Bierman P.L.



## COUNCIL ITEM SUMMARY

### Condensed Title:

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE RATIFYING THE ELECTION OF A VICE MAYOR OF THE VILLAGE FROM NOVEMBER 2022 THROUGH NOVEMBER 2024; PROVIDING FOR AN EFFECTIVE DATE.

### Issue:

Village Council Electing a Vice Mayor for November 2022 through November 2024

### The Bal Harbour Experience:

- |   |   |  |
|---|---|--|
| <input type="checkbox"/> Beautiful Environment              | <input type="checkbox"/> Safety               | <input type="checkbox"/> Modernized Public Facilities/Infrastructure |
| <input type="checkbox"/> Destination & Amenities            | <input type="checkbox"/> Exclusivity & Access | <input type="checkbox"/> Resiliency & Sustainable Community          |
| <input checked="" type="checkbox"/> Other: <u>Elections</u> |   |  |

### Item Summary / Recommendation:

Section 16 of the Charter of Bal Harbour Village provides that "The council shall also elect one of its members as an assistant mayor who shall act as mayor during the absence or disability of the mayor and if a vacancy occurs shall become mayor for the completion of the unexpired term". The Village Council adopted Resolution No. 2021-1372, authorizing the use of the title of "Vice Mayor", which term shall have the same meaning as Assistant Mayor in all respects. This is a ministerial act.


### Advisory Board Recommendation:

N/A

### Financial Information:

	Amount	Account	Account #
	X	X	X

### Sign off:

Village Clerk		Village Manager
Dwight Danie		Jorge M. Gonzalez
		

RESOLUTION NO. 2022-\_\_\_\_

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, RATIFYING THE ELECTION OF A VICE MAYOR OF THE VILLAGE FROM NOVEMBER 2022 THROUGH NOVEMBER 2024; PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, Section 16 of the Charter of Bal Harbour Village provides that "The council shall also elect one of its members as an assistant mayor who shall act as mayor during the absence or disability of the mayor and if a vacancy occurs shall become mayor for the completion of the unexpired term"; and

**WHEREAS**, The Village Council adopted Resolution No. 2021-1372, authorizing the use of the title of "Vice Mayor", which term shall have the same meaning as Assistant Mayor in all respects; and

**WHEREAS**, the Village Council has deliberated and made their selection for Vice Mayor for November 2022 through November 2024.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** That the above stated recitals are hereby adopted and confirmed.

**Section 2. Mayor Appointed.** That \_\_\_\_\_ is elected Vice Mayor of Bal Harbour Village for November 2022 through November 2024.

**Section 3. Effective Date.** That this Resolution shall take effect immediately upon the adoption hereof.

PASSED AND ADOPTED this 21<sup>st</sup> day of November, 2022.



\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

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Village Attorney  
Weiss Serota Helfman Cole & Bierman P.L.

